

1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

3 Gerald Osby,

4 Petitioner

5 v.

6 Brian Williams, et. al.,

7 Respondents

Case No. 2:17-cv-02956-JAD-BNW


**Order Denying Motion for
Extension of Time**

[ECF No. 46]

8
9 On March 2, 2020, I granted Petitioner Gerald Osby's motion for a stay, instructing him
10 to "return to this court with a motion to reopen within 45 days of the Nevada Supreme Court's
11 issuance of the remittitur at the conclusion of the state-court proceedings."¹ Osby now moves
12 for an extension of time to file his motion to reopen, explaining that he needs an additional 60
13 days because he is still waiting for his state counsel to return his file.² The Nevada Supreme
14 Court issued its remittitur on June 10, 2024, following its order of affirmance on May 15, 2024,
15 so Osby has until July 25, 2024, to file his motion to reopen. Given that Osby still has sufficient
16 time to receive his file and then move to reopen these proceedings, I find that an extension is
17 unwarranted at this time. If necessary, Osby may renew his motion at a later date.

18 IT IS THEREFORE ORDERED that the motion for extension of time **[ECF No. 46]** is
19 **DENIED.**

20 Dated: June 18, 2024

21 
22 U.S. District Judge

23 ¹ ECF No. 42.

² ECF No. 46.